In re Application Of Zaleski et al. U.S. Application 09/913,924

With respect to the species requirement, applicants elect the species (1,2-bis(pyridine-3-oxy)oct-4-ene-2,6-diyne)copper(II), which is set forth, for example, in claim 40. For the Examiner's convenience, the elected species is depicted as follows:

While applicants have elected the above specific species in response to the Communication, the election merely is intended to aid the Examiner in the search and examination of the instant patent application. The election is by no means indicative of the applicants' willingness to ultimately limit the invention to these species. Applicants understand that, consistent with an election of species requirement, other species will be considered within the "generic" claims encompassing the elected species upon an indication of allowable subject matter with respect to the elected species.

Conclusion

The application is considered to be in good and proper form for allowance, and the Examiner is respectfully requested to pass this application to issue. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call the undersigned attorney.

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Respectfully submitted,

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Date: July 7, 2003